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DOCKET NO. 52667

TEXAS-NEW MEXICO POWER	§	
COMPANY'S REPORT AND	§	BEFORE THE
ATTESTATION PURSUANT TO THE	§	
COMMISSION'S NOTICE IN DOCKET	§	PUBLIC UTILITY COMMISSION
NO. 52667	§	OF TEXAS
	§	

**TEXAS-NEW MEXICO POWER COMPANY'S REPORT AND ATTESTATION
REGARDING COMPLIANCE WITH HOUSE BILL 4150**

TO THE HONORABLE PUBLIC UTILITY COMMISSION OF TEXAS:

COMES NOW, Texas-New Mexico Power Company ("TNMP") and files this Report and Attestation in compliance with House Bill 4150 ("Report") and the memorandum dated October 4, 2021 entered in Docket No. 52667 Commission's Division of Compliance and Enforcement ("Memorandum"). This Report is timely filed on or before January 14, 2022.

I. BACKGROUND

The Memorandum required each electric utility, municipally owned utility, or electric cooperative to file in this project a report with the following information:

1. A declaration that each distribution line above 1 kilovolt or transmission line above 60 kilovolts owned by the utility that crosses a lake listed in PURA¹ §38.004(b) meets the applicable vertical clearance requirements established in Rule 232 of the NESC Standard ANSI (c)(2).
2. The date on which the company verified each line's compliance with the applicable NESC Standard.
3. For each utility that self-identified a line that did not meet vertical clearance requirements in an annual report filed in either Project No. 50596 or Project No. 51890, a declaration that each line identified in the annual report meets the NESC Standard.
4. If a line over a lake listed in PURA§ 38.004(b) does not meet the NESC Standard:
 - The name of the line;
 - The name of the lake and the county or counties in which the lake is located;

¹ Public Utility Regulatory Act, Tex. Util. Code §§ 11.001-66.016 ("PURA").

- A narrative description of actions the utility will take to bring the line into compliance with the NESC Standard; and
- The date by when the line will be brought into compliance.

II. REPORT

- a. A declaration that each distribution line above 1 kilovolt or transmission line above 60 kilovolts owned by the utility that crosses a lake listed in PURA § 38.004(b) meets the applicable vertical clearance requirements established in Rule 232 of the NESC Standard ANSI (c)(2).***

Response:

TNMP currently has two instances where a distribution line above 1 kilovolt crosses a lake listed in PURA 38.004 (b) as follows:

1. Krugerville Circuit PL2608 (Lake Ray Roberts)
2. Thurber Circuit 1490 (Lake Palo Pinto)

TNMP declares that each of these distribution lines is in compliance with applicable vertical NESC clearance requirements.

TNMP has a single transmission line above 60 kilovolts that crosses a lake listed in PURA 38.004 (b) as follows:

1. Longneck to Climax 69kV transmission line (Lake Lavon)

TNMP affirms that this transmission line is in compliance with applicable vertical NESC clearance requirements. See attached Affidavit of Keith Nix.

- b. The date on which the company verified each line's compliance with the applicable NESC Standard.***

Response:

1. Clearance was measured via LIDAR survey in February, 2018 for Krugerville Circuit PL2608 and results were reviewed at that time verifying clearance requirements. Results were re-verified by TNMP Engineering staff on 12/16/2021.
2. Clearance was reviewed and verified by local operations personnel on 1/10/2022 for Thurber Circuit 1490 based upon elevation levels and current pole heights for the circuit.
3. Clearance was determined utilizing existing line data, survey and weather data provided by Westwood and PLS-CADD line designed software and reviewed by an engineering consulting firm. Data collection was performed on March 29, 2016 and reviewed for this submittal on 1/11/2022.

- c. *For each utility that self-identified a line that did not meet vertical clearance requirements in an annual report filed in either Project 50596 or Project 51890, a declaration that each line identified in the annual report meets the NESC Standard.*

Response:

In Project 51890 TNMP identified 181 clearance issues on a total of sixteen 69kV transmission line segments that reside in the West Texas portion of its service territory and stated that projects are currently either under way or planned to upgrade these circuits that will remedy the clearance issues (none of these lines cross a lake listed in PURA 38.004 (b)). Planed work was completed in 2021 on four of those transmission segments which eliminated 74 clearance issues. Work remains to be completed in 2022 on the twelve remaining line segments which will correct the rest of the identified clearance issues.

TNMP affirms that the four line segments remediated in 2021 are compliant with NESC Standards. The remaining 12 line segments will be compliant with NESC Standards when the work on those line segments is completed in 2022. See attached Affidavit of Keith Nix.

- d. *If a line over a lake listed in PURA § 38.004(b) does not meet the NESC Standard:*

- *The name of the line;*
- *The name of the lake and the county or counties in which the lake is located;*
- *A narrative description of actions the utility will take to bring the line into compliance with the NESC Standard; and*
- *The date by when the line will be brought into compliance.*

Response:

Not applicable to TNMP.

III. ATTESTATION

Please see the attached Affidavit of Keith Nix.

IV. CONCLUSION

Based on the foregoing, TNMP submits this Report, requests that the Commission find it complaint and grant TNMP any and all further relief to which it is entitled.

Respectfully submitted,

TEXAS-NEW MEXICO POWER COMPANY

/s/ Scott Seamster

SCOTT SEAMSTER

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AFFIDAVIT OF KEITH NIX

STATE OF TEXAS §
 §
COUNTY OF DENTON §

BEFORE ME, the undersigned authority, on this day personally appeared Keith Nix, who, upon proving his identity to me and by me being duly sworn, deposes and states the following:

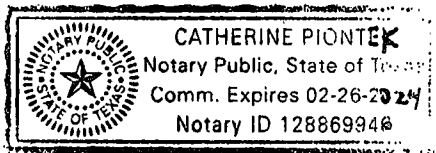
1. I am Keith Nix, am over eighteen (18) years of age, am competent to testify, have personal knowledge of the facts contained herein, and those facts are true and correct to the best of my knowledge.
2. I currently serve as Vice President of Engineering & Technical Services for Texas-New Mexico Power Company ("TNMP") and work at TNMP's headquarters at 577 N. Garden Ridge, Lewisville, TX 75067.
3. In my position as Vice President of Engineering & Technical Services, I am a TNMP officer with direct responsibility for distribution or transmission service, planning, and construction. Based on my position, I attest that the information provided in TNMP's foregoing Report and Attestation Regarding Compliance with House Bill 4150 ("Report"), is true and correct.
4. I further affirm that my attestation regarding the information contained in the Report is based on my personal knowledge or based on information relayed to me by TNMP personnel with personal knowledge of the matters relayed; and that I have the authority to submit and attest to the Report on TNMP's behalf.




Witness

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SWORN TO AND SUBSCRIBED before me, Notary Public, on this 13th day of January 2022, to certify which witness my hand and seal of office.



SEAL:



NOTARY PUBLIC in and for the
State of Texas

Printed Name: Catherine Piontek

My Commission expires: 2-26-2024

Notary ID# 128869946